

1 FAM 510 BUREAU OF DEMOCRACY, HUMAN RIGHTS, AND LABOR (DRL)

1 FAM 511 ASSISTANT SECRETARY FOR DEMOCRACY, HUMAN RIGHTS, AND LABOR (DRL)

1 FAM 511.1 Responsibilities

(TL:ORG-62; 1-31-95)

- a. Reports directly to the Under Secretary for Global Affairs (G).
- b. Formulates and implements policies and proposals and provides policy council at decision-making levels on matters relating to the integration of democracy, human rights, and labor affairs into U.S. foreign policy, and on the Department's review of asylum requests. This includes general oversight of the following:
 - (1) Formulating U.S. Government policy on Democracy, Human Rights, and Labor;
 - (2) Developing country-specific strategies for promoting democracy, human rights, and labor by drawing on the resources of all Mission elements;
 - (3) Gathering detailed information on democratization efforts, humanitarian affairs, and on the observance of and respect for human and worker rights outside the United States;
 - (4) Preparing statements and reports required by Congress pertaining to human/worker rights practices in foreign countries and on the effectiveness of U.S. Government democracy programs;
 - (5) Preparing, upon Congressional request, reports on specific countries regarding exclusionary policies and practices based on race, religion, national origin, or gender;
 - (6) Strengthening the United Nations human rights mechanisms; and
 - (7) Managing rule of law programs in Eastern Europe, Russia, and the New Independent States (NIS).
- c. Directs, analyzes, and evaluates issues associated with these matters. Within available bureau staff and other resources, sets priorities, and allocates/shifts resources toward highest priorities. Negotiates with immediate supervisor, the Under Secretary for Global Affairs; other bureaus; agencies;

and private groups regarding division of responsibilities. Advises the Secretary on considerations relating to the development and implementation of relevant policies and programs. Ensures that such activities are designed and implemented in a manner which furthers overall U.S. foreign policy objectives.

d. Is the focal point for liaison with other U.S. Government departments and agencies in the areas, or fields, for which the Bureau is responsible. Provides foreign policy guidance and coordination to organizations concerned with relevant bureau programs, and to the U.S. private sector. Makes recommendations to the Secretary and to the Administrator of the Agency for International Development (AID) regarding compliance with Sections 116 and 502B of the Foreign Assistance Act of 1961, as amended. Advises the AID Administrator on the selection and implementation of such projects.

e. Represents the Department in international negotiations and on inter-agency policy groups and committees regarding matters falling within the Bureau's responsibilities. This responsibility includes chairing the National Security Council Interagency Working Group on Democracy and Human Rights, and participating in U.S. delegations to international conferences which concern the functions of the Bureau. Develops substantive positions and strategies in dealing with such matters in international organizations as they work toward defusing conflicts and promoting a common core of democratic values. Pursuant to delegated authority, negotiates and concludes bilateral and multilateral agreements in areas of bureau responsibility.

f. Provides overall coordination and management of the bureau. In coordination with the central management, actively participates in the selection and recruitment of personnel to carry out the Department's responsibilities in the areas of democracy, human rights, and labor. In coordination with geographic bureaus and central management, recommends the assignment of labor officers to U.S. missions. As appropriate, selects personnel to be accredited to international conferences and meetings related to the functional responsibilities of the Bureau.

g. Has substantive and coordinating responsibility for 1 FAM 510 — Bureau of Democracy, Human Rights, and Labor (DRL).

1 FAM 511.2 Organization

(TL:ORG-62; 1-31-95)

An organization chart of DRL is found as 1 FAM 511 Exhibit 511.2 .

1 FAM 511.3 Definitions

(TL:ORG-62; 1-31-95)

Rule of Law efforts are activities directed toward creating stable legal and political environments and permitting the operation of market-based democracies. Such activities include assistance in drafting and analyzing constitutions, laws, and regulations; strengthening legislative, administrative, and judicial institutions; and in the administration of justice and commercial and criminal law.

1 FAM 511.4 Authorities

(TL:ORG-62; 1-31-95)

a. Section 161(a) of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995, amended the State Department Basic Authorities Act (22 U.S.C. 2651a (c)(2)) to reorganize the Bureau of Human Rights and Humanitarian Affairs into the Bureau of Democracy, Human Rights, and Labor. To the basic authority giving responsibilities for human rights and humanitarian affairs, the reorganization added the responsibilities for matters relating to democracy and labor affairs. Section 162 (e) amended the Foreign Assistance Act of 1961 to reflect these changes.

b. Section 1(c)(2) of the State Department Basic Authorities Act, vests in the Assistant Secretary overall policy responsibility for the creation of U.S. Government human rights policy.

c. Sections 116 and 502(b) of the Foreign Assistance Act of 1961, as amended, mandates that the Assistant Secretary be consulted on development assistance or security assistance programs. Section 116(e) authorized the President to use at least \$3 million annually to carry out programs to promote increased adherence to civil and political rights as set forth in the Universal Declaration of Human Rights. This money is unofficially referred to as the Human Rights Fund.

d. Title 8 of the Code of Federal Regulations, part 208, requires the Department of Justice to provide the Department of State and opportunity to provide advisory opinions on applications for political asylum in the United States.

e. Sections 116 and 502(b) of the Foreign Assistance Act of 1961, as amended, mandate the annual Country Reports on Human Rights Practices.

f. Section 505 (c) of the 1974 Trade Act, as amended, mandates an annual report on worker rights practices, which is met by the inclusion of a worker rights section in the annual Country Reports.

g. Section 502(b) of the Foreign Assistance Act of 1961, as amended (Generalized System of Preferences (GSP)), sections 231A and 239(i) of the Foreign Assistance Act (Overseas Private Investment Corporation (OPIC)), and other authorizing legislation attach worker rights conditionality to concessionary trade and assistance benefits to developing countries.

h. Section 534(b)(6) of the Foreign Assistance Act (22 U.S.C. 2346(c)) authorizes activities to strengthen respect for the rule of law and internationally recognized human rights as part of the Administration of Justice Program in Latin America and the Caribbean. Title II of the Freedom for Russia and Emerging Democracies and Open Markets Act (Freedom Support Act) of 1992 (Pub. L. 102-511) added a new section (section 498) to the Foreign Assistance Act which serves as the basic authorization for NIS assistance, including rule of law efforts.

i. Other authorities, as appropriate.

1 FAM 512 PRINCIPAL DEPUTY ASSISTANT SECRETARY

(TL:ORG-62; 1-31-95)

a. Advises on policy formulation and action on all matters relating to international human rights and asylum issues. Leads the Department's efforts to hold human rights violators accountable for their actions. Coordinates the preparation of the Annual Country Reports on Human Rights Practices and the submission to the Department of Justice of advisory opinions on requests for political asylum. Leads the bureau's efforts in early conflict resolution. Coordinates policy with U.S. departments and agencies and provides policy guidance to regional bureaus and embassies abroad. Meets with Congress, international and nongovernmental organizations, and the private sector to explain and build support for U.S. policy. Oversees U.S. Government compliance with directives, legislation, treaty, and international agreement obligations. Assesses and evaluates human rights and asylum developments and their effect on, or as they are affected by, U.S. foreign policy interests.

b. As designated by the Assistant Secretary, negotiates treaties, conventions, and agreements in areas of responsibility. Participates in interagency negotiations and implementation efforts, multilateral organizations, bilateral commissions and representations to foreign governments, and at relevant international meetings.

c. Sets program goals and objectives, and monitors and directs use of staff and other resources to achieve bureau priorities. Supervises the work of the Offices of:

- (1) Multilateral Affairs (DRL/MLA);
- (2) African, Asian, and American Affairs (DRL/AAA);
- (3) NIS, European, Middle Eastern, and South Asian Affairs (DRL/NEMS);
- (4) Asylum Affairs (DRL/ASY); and
- (5) The Country Reports Team (DRL/CRT).

1 FAM 513 DEPUTY ASSISTANT SECRETARY

(TL:ORG-62; 1-31-95)

a. Advises on policy formulation and action dealing with democracy-building and the rule of law. Develops and implements programs under the Human Rights Fund. Vootfinates the preparation of the Congressionally-mandated report on the effectiveness of the democracy programs in the International Affairs (Function 150) Budget Account. Coordinates policy with U.S. departments and agencies, provides policy guidance to regional bureaus and embassies abroad, and oversees Bureau training of other U.S. Government personnel in democracy and human rights promotion. Oversees all Bureau outreach efforts, directing DRL's liaison efforts with Congress, international and nongovernmental organizations, the press, and the private sector to explain and build support for U.S. policy. Oversees U.S. Government compliance with directives, legislation, treaty, and international agreement obligations. Assesses and evaluates democracy-building developments and their effect on, or as they are affected by, U.S. foreign policy interests.

b. As designated by the Assistant Secretary, negotiates treaties, conventions, and agreements in areas of responsibility. Participates in interagency negotiations and implementation efforts, multilateral organizations, bilateral commissions and representations to foreign governments, and at relevant international meetings.

c. Supervises the work of the Office of External Affairs (DRL/EA) and the support team for the Interagency Working Group on Democracy and Human Rights (DRL/IWG). Sets program goals and objectives, and monitors and directs use of staff and other resources to achieve bureau priorities.

1 FAM 514 DEPUTY ASSISTANT SECRETARY

(TL:ORG-62; 1-31-95)

a. Advises on policy formulation and action dealing with international labor matters. Advises on the integration of U.S. human/worker rights concerns into U.S. economic and trade policies and on the technical assistance provided to independent labor unions in other countries. Supervises the Department's global labor attache and labor reporting program. Coordinates policy with other U.S. Government departments and agencies and provides policy guidance to regional bureaus and embassies abroad. Meets with Congress, international and nongovernmental organizations, and the private sector to explain and build support for U.S. policy. Oversees U.S. Government compliance with directives, legislation, treaty, and international agreement obligations. Assesses and evaluates international labor developments and their effect on, or as they are affected by, U.S. foreign policy interests.

b. As designated by the Assistant Secretary, negotiates treaties, conventions, and agreements in areas of responsibility. Participates in inter-agency negotiations and implementation efforts, such as the year-round process of reviewing petitions to remove GSP and OPIC benefits from countries which violate worker rights. Participates in multilateral organizations, bilateral commissions and representations to foreign governments, and at relevant international meetings. Serves as U.S. Government delegate to the ILO Conference.

c. Supervises the work of the Office of International Labor Affairs (DRL/IL). Sets program goals and objectives, and monitors and directs use of staff and other resources to achieve bureau priorities.

1 FAM 515 EXECUTIVE DIRECTOR (OES/EX)

(TL:ORG-62; 1-31-95)

The Executive Director of OES also supports DRL. See 1 FAM 545 for the services provided to DRL by OES/EX.

1 FAM 516 THROUGH 519 UNASSIGNED

1 FAM 511 Exhibit 511.2
BUREAU OF DEMOCRACY, HUMAN RIGHTS,
AND LABOR (DRL)

EXHIBIT 511.2
BUREAU OF DEMOCRACY, HUMAN RIGHTS, AND LABOR
(DRL)

